



16638 U.S. PTO

PATENT

SOM01 P-318D

Express Mail No. EV394560897US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Philip J. Quenzi, Russ E. Stein, Mark A. Pietila, Carl B. Kieranen
and Philip D. Halonen

For : LIGHT WEIGHT APPARATUS FOR SCREEDING AND VIBRATING
UNCURED CONCRETE SURFACES

Mail Stop Patent Application
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir or Madam:

REQUEST FOR FILING DIVISIONAL APPLICATION
UNDER 37 CFR 1.53(b)

This is a request for filing a divisional application under 37 CFR 1.53 of co-pending application Serial No. 10/266,305, filed on October 8, 2002, by Philip J. Quenzi, Russ E. Stein, Mark A. Pietila, Carl B. Kieranen and Philip D. Halonen, entitled LIGHT WEIGHT APPARATUS FOR SCREEDING AND VIBRATING UNCURED CONCRETE SURFACES, which claims priority of U.S. provisional applications, Serial Nos. 60/327,964, filed October 9, 2001, 60/341,721, filed December 18, 2001, and 60/354,866, filed February 5, 2002.

1. Copy of Prior Application as Filed Which is Attached

I hereby verify that the attached papers are a copy of what is shown in my records to be the above-identified prior application, including the Declaration as originally filed (37 CFR 1.53). No amendments referred to in any Declaration filed to complete the prior application introduced new matter in that application.

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The copy of the papers of the prior application as filed which is attached includes 43 pages of specification, 11 pages of claims (89 claims), 1 page of Abstract, 27 sheets of drawings, and signed Declaration and Power of Attorney (2 pages).

2. Amendments

A Preliminary Amendment is enclosed. Claims 1-25 and 41-77, 83 have been canceled and new claims 90-98 have been added and claims 78, 84 and 86 have been amended. Examination on the basis of claims 26-40, 78-82, and 84-98 is requested.

3. Patent Application Bibliographic Data Form

A Patent Application Bibliographic Data Form is enclosed.

4. Filing Fee and Calculation

Basic Fee	\$770.00
Additional Fees	
Each independent claim in excess of three, -0- times \$86.00	\$.00
Number of claims in excess of twenty, -15- times \$18.00	\$270.00
Filing multiple dependent claims per application \$290.00	\$.00
Total Filing Fee	<u>\$1,040.00</u>

A check in the amount of \$1,040.00 for the filing fee is enclosed herewith.

The Commissioner is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 22-0190.

The Commissioner is hereby authorized to charge the following fees during the pendency of this application, or credit any overpayment, to Deposit Account No. 22-0190.

A duplicate copy of this sheet is enclosed.

- a) Any filing fees under 37 CFR 1.16 for presentation of extra claims for which full payment has not been tendered.
- b) Any patent application processing fees under 37 CFR 1.17 for which full payment has not been tendered.

5. Drawings

Twenty-seven (27) sheets of drawings are enclosed and are copies of those filed in the parent application.

6. Disclosure Statement

Applicants respectfully request that information cited in the prior parent application, Serial No. 10/266,305, be considered in the present application. A disclosure statement is enclosed along with copies of forms PTO-1449 and of the electronically filed statements listing all of the information from the prior parent application.

7. Inventorship Statement

With respect to the prior co-pending U.S. application from which this application claims benefit under 35 USC 120, the inventors in this application are the same, namely, Philip J. Quenzi, Russ E. Stein, Mark A. Pietila, Carl B. Kieranen and Philip D. Halonen.

8. Assignment

The prior application is assigned to Delaware Capital Formation, Inc., a corporation of the State of Delaware, located and doing business at 1403 Foulk Road, Suite 102, Wilmington, Delaware 09803. That Assignment was recorded in the United States Patent and Trademark Office on October 8, 2002, at Reel 013381, Frame 0830.

9. Power of Attorney

The original Power of Attorney in the parent application Serial No. 10/266,305 is to Van Dyke, Gardner, Linn & Burkhart, LLP and the individual attorneys and agents at said address, consisting of Daniel Van Dyke, Reg. No. 25 046; Donald S. Gardner, Reg. No.

25 975; Terence J. Linn, Reg. No. 30 283; Frederick S. Burkhart, Reg. No. 29 288; Catherine S. Collins, Reg. No. 37 599; Matthew L. Goska, Reg. No. 42 594; and Timothy A. Flory, Reg. No. 42 540.

Please address all future correspondence to:

Timothy A. Flory
Van Dyke, Gardner, Linn & Burkhart, LLP
2851 Charlevoix Drive, S.E.
P.O. Box 888695
Grand Rapids, MI 49588-8695
Ph: (616) 975-5500
Fax: (616) 975-5505

10. Verification

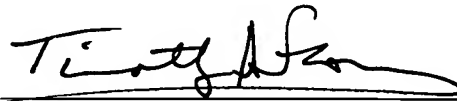
I hereby declare further that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Respectfully submitted,

PHILIP J. QUENZI ET AL.

By: Van Dyke, Gardner, Linn & Burkhart, LLP

Date: December 4, 2003



Timothy A. Flory
Registration No. 42 540
2851 Charlevoix Drive, S.E.
P.O. Box 888695
Grand Rapids, MI 49588-8695
(616) 975-5500

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Dear Sir or Madam:

CERTIFICATE OF MAILING BY EXPRESS MAIL

I certify that the attached return postcard; a check in the amount of \$1,040.00 for the filing fee; Request for Filing Divisional Application Under 37 CFR 1.53 (b) (4 pages, in duplicate); Patent Application Bibliographic Data Sheet (2 pages); Preliminary Amendment (10 pages); Information Disclosure Statement (2 pages); Form PTO-1449 (2 pages); copy of Information Disclosure Statements electronically filed in the parent application (12 pages); and a copy of the prior application as originally filed including: 43 pages of Specification, 11 pages of Claims (89 claims), 1 page of Abstract, 27 sheets of drawings, and Declaration and Power of Attorney (2 pages, signed) are being deposited with the United States Postal Service as Express Mail in an envelope having Express Mail Label Number EV394560897US addressed to:

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Alexandria, VA 22313-1450

on December 5, 2003.


Susan L. Gasper
Van Dyke, Gardner, Linn & Burkhart, LLP
2851 Charlevoix Drive, S.E.
P.O. Box 888695
Grand Rapids, MI 49588-8695
(616) 975-5500

TAF/slg